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9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12
13 UNITED STATES OF AMERICA,) NO. 10-CR-455 WHA
14 Plaintiff,)
15 v.) MOTION FOR CONTINUANCE OF
16 MARCEL DARON KING,) REVOCATION HEARING AND
17 Defendant.) [PROPOSED] ORDER
18

19 The government respectfully asks the Court to continue the evidentiary hearing on revocation of
20 supervised release in the above-captioned matter. At a status hearing on Tuesday, March 31, 2015, the
21 Court set the revocation hearing for April 7, 2015 at 2:00 p.m. The government asks that the revocation
22 hearing be continued to April 21, 2015 at 2:00 p.m. Defense counsel told government counsel that the
23 defendant opposes this requested continuance. The government believes a two-week continuance is
24 appropriate for the following reasons.

25 The undersigned government counsel was in trial all this week in a case before The Honorable
26 Edward M. Chen. The jury returned a guilty verdict in that case this morning. Counsel is now turning
27 to preparing for the revocation hearing in the instant case but the preparations will take time. The latest
28 Amended Petition filed by the Probation Office alleges seven violations involving a variety of conduct

1 over a three-month period. Subpoenaing witnesses and preparing other evidence will require more time
2 than the current schedule permits.

3 In addition, government counsel will be away from the office on Monday, April 6, 2015 to attend
4 to a personal matter.

5 Finally, the requested two weeks will give government and defense counsel time to discuss the
6 alleged violations and see whether the parties can agree upon a resolution to propose to the Court in lieu
7 of going forward with an evidentiary hearing.

8 For these reasons, the government asks the Court to continue the revocation hearing to April 21,
9 2015 at 2:00 p.m. The government would support keeping the April 7, 2015 date on the calendar as a
10 status hearing if the Court would like to check in with the parties at that time.

11 Dated: April 3, 2015

Respectfully submitted,

12 MELINDA HAAG
United States Attorney

13 _____/s/_____
14 PHILIP KOPCZYNSKI
15 Special Assistant United States Attorney

17 **[PROPOSED] ORDER**

18 GOOD CAUSE APPEARING, upon motion of the United States,

19 IT IS HEREBY ORDERED that the evidentiary hearing on revocation of supervised release
20 currently set for April 7, 2015 at 2:00 p.m. is continued to April 21, 2015 at 2:00 p.m.

21 IT IS FURTHER ORDERED that a status hearing shall be held in this matter on April 7, 2015 at
22 2:00 p.m.

23 IT IS SO ORDERED.

24 Dated: April 6, 2015.

25 
26 THE HONORABLE WILLIAM ALSUP
27 United States District Judge